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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

DOUG LITTLE – Chairman
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Arizona Corporation Commission

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AZ CORP COMMISSION
DOCKET CONTROL

DARCY PFEIFER,

Complainant,

vs.

ARIZONA PUBLIC SERVICE COMPANY,

Respondent.

DOCKET NO. E-01345A-16-0041

PROCEDURAL ORDER
(Sets Procedural Conference)

BY THE COMMISSION:

On February 2, 2016, Darcy Pfeifer (“Complainant”) filed with the Arizona Corporation Commission (“Commission”) a Formal Complaint (“Complaint”) against Arizona Public Service Company (“APS” or “Company”), requesting that APS (1) conduct an audit of the Complainant’s energy usage from June 11, 2011 to January 5, 2016; (2) refund any overpaid amount discovered as a result of the audit; and (3) reimburse the Complainant for damage done to Complainant’s equipment by APS technicians.

On February 29, 2016, APS filed an Answer to Formal Complaint and Motion to Dismiss.

A procedural conference should be held to discuss an appropriate procedural schedule in this matter.

IT IS THEREFORE ORDERED that a **procedural conference in this matter shall be held on May 2, 2016, at 10:00 a.m.** or as soon thereafter as is practicable, at the Commission’s offices, 1200 West Washington Street, Hearing Room No. 2, Phoenix, AZ.

IT IS FURTHER ORDERED that the parties should be prepared to discuss a procedural schedule to be followed in this matter.

IT IS FURTHER ORDERED that the Complainant shall file with the Commission a written

1 reply to APS' Answer to Formal Complaint and Motion to Dismiss by April 15, 2016.

2 IT IS FURTHER ORDERED that, as permitted under A.A.C. R14-3-107(B), each party to
3 this matter may opt to receive service of all filings in this docket, including all filings by parties and
4 all Procedural Orders and Recommended Opinions and Orders/Recommended Orders issued by the
5 Commission's Hearing Division, via email sent to an email address provided by the party rather than
6 via U.S. Mail. To exercise this option, a party shall:

- 7 1. Ensure that the party has a valid and active email address to which the party has
8 regular and reliable access ("designated email address");
- 9 2. Complete a Consent to Email Service form, available on the Commission's website
10 (www.azcc.gov);
- 11 3. File the original and 13 copies of the Consent to Email Service form with the
12 Commission's Docket Control, also providing service to each party to the service list;
- 13 4. Send an email, containing the party's name and the docket number for this matter, to
14 HearingDivisionServicebyEmail@azcc.gov from the designated email address, to
15 allow the Hearing Division to verify the validity of the designated email address;
- 16 5. Understand and agree that service of a document on the party shall be complete upon
17 the sending of an email containing the document to the designated email address,
18 regardless of whether the party receives or reads the email containing the document;
19 and
- 20 6. Understand and agree that the party will no longer receive service of filings in this
21 matter through First Class U.S. Mail or any other form of hard-copy delivery, unless
22 and until the party withdraws this consent through a filing made in this docket.

23 IT IS FURTHER ORDERED that a party's consent to email service shall not become
24 effective until a Procedural Order is issued approving the use of email service for the party. The
25 Procedural Order shall be issued only after the party has completed steps 1 through 4 above, and the
26 Hearing Division has verified receipt of an email from the party's designated email address.

27 IT IS FURTHER ORDERED that a party's election to receive service of all filings in this
28 matter via email does not change the requirement that all filings with the Commission's Docket

Control must be made in hard copy and must include an original and 13 copies.

IT IS FURTHER ORDERED that all parties must comply with Arizona Supreme Court Rules 31, 38, 39, and 42 and A.R.S. §40-243 with respect to the practice of law and admission *pro hac vice*.

IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Arizona Supreme Court Rule 42). Representation before the Commission includes the obligation to appear at all hearings, procedural conferences, Open Meetings for which the matter is scheduled for discussion, unless counsel has previously been granted permission to withdraw by the Administrative Law Judge or Commission.

IT IS FURTHER ORDERED that the Administrative Law Judge may rescind, alter, amend, or waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at the hearing.

DATED this 10th day of March, 2016.


SASHA PATERNOSTER
ADMINISTRATIVE LAW JUDGE

Copies of the foregoing mailed/delivered this 18th day of March, 2016 to:

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